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APR 19 2005

To: **ATTN:**  
**Response to Notice to File Missing  
Parts of Application**

**OIPE  
USPTO**

From: Richard L. Gregory, Jr.

Shemwell Gregory & Courtney LLP  
Phone: 408-236-6646  
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Fax: (703) 746-4060

Pages: 7 including cover

Phone: (703) 308-1202

Date: April 19, 2005

Re: **Application Serial No. 10/823,416**  
**Atty Docket No. LMND.P082X**

CC:

☒ Urgent ☒ For Review ☒ Please Comment ☒ Please Acknowledge*Certification under 37 C.F.R. § 1.8(a)*I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FILED VIA  
TELEFACSIMILE TO THE UNITED STATE PATENT AND TRADEMARK OFFICE,  
OFFICE OF INITIAL PATENT EXAMINATION AT (703) 746-4060 ON:Date: April 19, 2005By: R. GregoryRichard L. Gregory, Jr.  
Reg. No. 42,607

1. Response to Notice to File Missing Parts;
2. Declaration in compliance with 37 C.F.R. § 1.63;
3. Copy of Notice to file missing parts of nonprovisional application; and

**Confidentiality Note**

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APR 19 2005

Atty. Docket No. LMND.P082X

*PATENT*

**IN THE UNITED STATES PATENT OFFICE**

In Re Patent Application of:	)	
Matthew R. Selmon, et al.	)	Examiner: Not Yet Assigned
	)	
Application No. 10/823,416	)	Art Unit: 3763
	)	
Filed: April 12, 2004	)	
	)	
For: CATHETER SYSTEMS FOR CROSSING	)	
TOTAL OCCLUSIONS IN VASCULATURE	)	
<hr/>		

Mail Stop Missing Parts  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to a Notice to File Missing Parts mailed March 17, 2005 in connection with the above-referenced application, applicant has enclosed the following:

- (1) one (1) Declaration pursuant to 37 CFR 1.63; and
- (2) a copy of the Notice to File Missing Parts.

Please charge Deposit Account No. 501914 for any fee deficiency that may be due.

Respectfully Submitted,

Date 4-19-2005



Richard L. Gregory, Jr.  
Reg. No. 42,607



## UNITED STATES PATENT AND TRADEMARK OFFICE

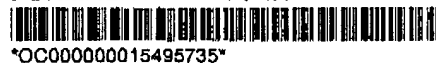
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www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/823,416	04/12/2004	Matthew R. Selmon	LMND.P082X

Shemwell Gregory & Courtney LLP  
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CONFIRMATION NO. 3249

## FORMALITIES LETTER



\*OC000000015495735\*

Date Mailed: 03/17/2005

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

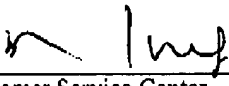
*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Matthew R. Selmon*

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

*A copy of this notice MUST be returned with the reply.*

  
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PART 2 - COPY TO BE RETURNED WITH RESPONSE

